

PCT

WORLD INTELLECTUAL PROPERTY ORGANIZATION  
International Bureau



INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(51) International Patent Classification 7 : <b>A61K 31/00</b>		(11) International Publication Number: <b>WO 00/56296</b> (43) International Publication Date: 28 September 2000 (28.09.00)
<p>(21) International Application Number: <b>PCT/IB00/00382</b></p> <p>(22) International Filing Date: 21 March 2000 (21.03.00)</p> <p>(30) Priority Data: 9906714.2 23 March 1999 (23.03.99) GB</p> <p>(71) Applicant (<i>for all designated States except US</i>): <b>FERRING BV</b> [NL/NL]; Polaris Avenue 144, NL-2132 JX Hoofddorp (NL).</p> <p>(72) Inventor; and</p> <p>(75) Inventor/Applicant (<i>for US only</i>): <b>BROQUA, Pierre</b> [FR/FR]; 18, rue des Bergeronnettes, F-01710 Thoiry (FR).</p> <p>(74) Agent: <b>GEERING, Keith; Edwin; Reddie &amp; Grose, 16 Theobalds Road, London WC1X 8PL</b> (GB).</p>		<p>(81) Designated States: AE, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, CA, CH, CN, CR, CU, CZ, DE, DK, DM, DZ, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW, ARIPO patent (GH, GM, KE, LS, MW, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).</p> <p>Published <i>Without international search report and to be republished upon receipt of that report.</i></p>
<p>(54) Title: <b>COMPOSITIONS FOR IMPROVING FERTILITY</b></p> <p>(57) Abstract</p> <p>Inhibitors of dipeptidyl peptidase IV and pharmaceutical compositions comprising these inhibitors are useful in the treatment of infertility, and particularly human female infertility due to polycystic ovary syndrome.</p>		

**BEST AVAILABLE COPY**

**FOR THE PURPOSES OF INFORMATION ONLY**

Codes used to identify States party to the PCT on the front pages of pamphlets publishing international applications under the PCT.

AL	Albania	ES	Spain	LS	Lesotho	SI	Slovenia
AM	Amenia	FI	Finland	LT	Lithuania	SK	Slovakia
AT	Austria	FR	France	LU	Luxembourg	SN	Senegal
AU	Australia	GA	Gabon	LV	Latvia	SZ	Swaziland
AZ	Azerbaijan	GB	United Kingdom	MC	Monaco	TD	Chad
BA	Bosnia and Herzegovina	GE	Georgia	MD	Republic of Moldova	TG	Togo
BH	Barbados	GH	Ghana	MG	Madagascar	TJ	Tajikistan
BE	Belgium	GN	Guinea	MK	The former Yugoslav Republic of Macedonia	TM	Turkmenistan
BF	Burkina Faso	GR	Greece	ML	Malta	TR	Turkey
BG	Bulgaria	HU	Hungary	MN	Mongolia	TT	Trinidad and Tobago
BJ	Benin	IE	Ireland	MR	Moritania	UA	Ukraine
BR	Brazil	IL	Israel	MW	Malawi	UG	Uganda
BY	Belarus	IS	Iceland	MX	Mexico	US	United States of America
CA	Canada	IT	Italy	NE	Niger	UZ	Uzbekistan
CF	Central African Republic	JP	Japan	NL	Netherlands	VN	Viet Nam
CG	Congo	KE	Kenya	NO	Norway	YU	Yugoslavia
CH	Switzerland	KG	Kyrgyzstan	NZ	New Zealand	ZW	Zimbabwe
CI	Côte d'Ivoire	KP	Democratic People's Republic of Korea	PL	Poland		
CM	Cameroon	KR	Republic of Korea	PT	Portugal		
CN	China	KZ	Kazakhstan	RO	Romania		
CU	Cuba	LC	Saint Lucia	RU	Russian Federation		
CZ	Czech Republic	LI	Liechtenstein	SD	Sudan		
DE	Germany	LK	Sri Lanka	SE	Sweden		
DK	Denmark	LR	Liberia	SG	Singapore		

## Compositions for Improving Fertility

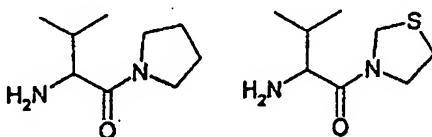
The present invention relates to agents and compositions for improving animal fertility, especially in females, usually human.

### *Inhibitors of DP-IV*

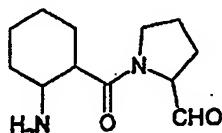
Dipeptidyl peptidase IV (DP-IV, also dipeptidyl aminopeptidase IV, DPP-IV, DAP-IV, EC 3.4.14.5) is a serine peptidase that cleaves the amino-terminal dipeptide from peptides and proteins. It recognises substrates wherein the N-terminal sequence is X-Pro or X-Ala. Inhibitors of DP-IV have been proposed as therapeutic agents for the treatment of inflammatory diseases and AIDS. Generally, the known inhibitors of DP-IV are analogues of the substrate. Examples of DP-IV inhibitors are those disclosed in DD 296 075 A5 (Neubert *et al.*, November 1991), WO91/16339 (Bachovchin *et al.*, October 1991), WO93/08259 (Bachovchin *et al.*, April 1993), WO95/15309 (Jenkins *et al.*, June 1995), WO98/19998 (Villhauer, May 1998), WO99/46272 (Scharpe *et al.*, September 1999) and WO99/61431 (Demuth *et al.*, December 1999). Prodrugs of some of these inhibitors have also been described in WO99/67278 and WO99/67279 (both Demuth *et al.*, December 1999).

The following table sets out general types of DP-IV inhibitor compounds, and specific examples thereof which are amongst those preferred for use in the present invention; it also indicates the patent publications from whose broader range of disclosed compounds these types and examples are drawn. It is emphasised that all DP-IV inhibitors disclosed in the quoted DD and WO specifications can be used in the present invention, and reference is positively directed to these prior specifications for full information on the general and more specific formulae and individual compounds concerned. For example, in the table below the indicated pyrrolidine and thiazolidine rings can be replaced by a wide range of other heterocycles of various ring sizes and/or the indicated amino-acyl moieties can be replaced by a wide range of others, as taught by the indicated publications, to give other DP-IV inhibitors for use in the present invention.

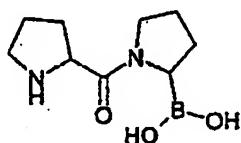
Amino-acyl pyrrolidides and thiazolidides (see DD 296 075 A5), e.g.



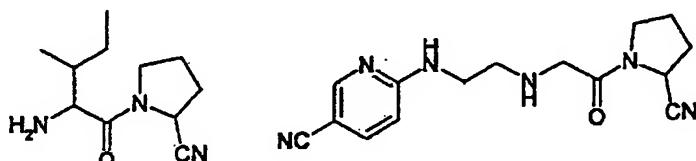
Amino-acyl pyrrolidine aldehydes (see DD 296 075 A5 and WO95/15309), e.g.



Amino-acyl pyrrolidine boronic acids (see WO91/16339 and WO93/08259), e.g.



Amino-acyl pyrrolidine nitriles (see WO95/15309 and WO98/19998), e.g.



### *Polycystic Ovary Syndrome*

Polycystic ovary syndrome (PCOS, Stein-Leventhal syndrome) is a condition characterized by thickening of the ovarian capsule and formation of multiple follicular cysts. It results in infertility and amenorrhea. The levels of circulating hormones are disturbed - luteinizing hormone (LH) and steroids are elevated and follicle stimulating hormone (FSH) is decreased. Although it has been suggested that this is a consequence of abnormal secretion of gonadotropin releasing hormone (GnRH) from the hypothalamus, the physiological defect underlying PCOS remains the subject of speculation. The use of treatment regimens that control the levels of LH and FSH can lead to successful assisted fertilization, but such regimens tend to be complex and expensive. We have now found that DP-IV inhibitors demonstrate utility in the treatment of PCOS.

A first aspect of the present invention is a pharmaceutical composition for the treatment of infertility, which composition is characterized by the inclusion of inhibitor of DP-IV. A

second aspect of the present invention is a novel use of inhibitors of DP-IV, namely in the treatment of infertility, and particularly human female infertility due to PCOS. A third aspect of the invention is an improved protocol for assisted fertilization in subjects with PCOS, wherein the subject is administered a composition comprising DP-IV inhibitor.

The use of DP-IV inhibitors in this way presents many advantages over current treatment regimens that include GnRH agonists as well as FSH and LH. LH and FSH are large peptides that are either isolated from natural sources (generally the urine of post-menopausal women) or prepared in culture using recombinant cells. Isolation from urine requires that attention be paid to risk of disease transmission and the presence of antigenic protein contaminants. Recombinant hormones are less likely to transmit human pathogens but are still potentially contaminated with antigenic protein, and are considerably more expensive than urinary proteins. Furthermore, recombinant peptides do not generally have a completely "humanized" glycosylation pattern, which might lead to antigenicity and reduced efficacy. GnRH agonists are generally decapeptides, which require multistep synthesis. In contrast, DP-IV inhibitors are small molecules that are readily accessible using standard synthetic methods. They are non-antigenic, easy to purify and inexpensive.

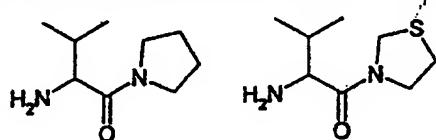
A further advantage is that DP-IV inhibitors are in many cases biologically active after oral administration. This is in contrast to GnRH agonists, FSH and LH, which must all be administered by injection. Hence the use of DP-IV inhibitors leads to a less invasive protocol that is less stressful for the patient.

The pharmaceutical composition of the present invention is particularly effective for the treatment of infertility in human females. Preferably the infertility is associated with polycystic ovary syndrome. The composition is characterized in that it comprises inhibitor of DP-IV. The composition may further include such pharmaceutically acceptable excipients as are generally known in the art, such as diluents, carriers, bulking agents, binding agents, dispersants, stabilizers and the like.

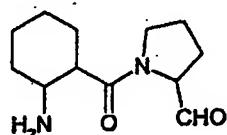
In the context of the present invention, a compound is considered to be an inhibitor of DP-IV if it inhibits the action of the enzyme at a concentration of 1 $\mu$ M. Preferably, such a compound inhibits the action of DP-IV at concentrations below 100nM and does not inhibit other enzymes at concentrations below 1 $\mu$ M. The following table sets out general types of

DP-IV inhibitor compounds, and specific examples thereof which are amongst those preferred for use in the present invention; it also indicates the patent publications from whose broader range of disclosed compounds these types and examples are drawn. It is emphasised that all DP-IV inhibitors disclosed in the quoted DD and WO specifications can be used in the present invention, and reference is positively directed to these prior specifications for full information on the general and more specific formulae and individual compounds concerned. For example, in the table below the indicated pyrrolidine and thiazolidine rings can be replaced by a wide range of other heterocycles of various ring sizes and/or the indicated amino-acyl moieties can be replaced by a wide range of others, as taught by the indicated publications, to give other DP-IV inhibitors for use in the present invention.

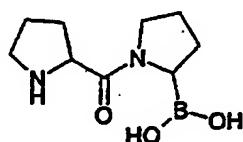
Amino-acyl pyrrolidides and thiazolidides (see DD 296 075 A5), e.g.



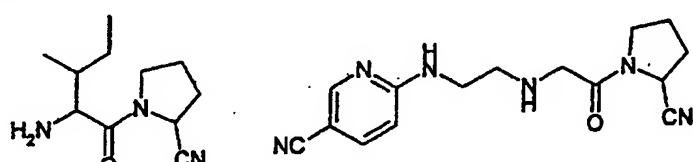
Amino-acyl pyrrolidine aldehydes (see DD 296 075 A5 and WO95/15309), e.g.



Amino-acyl pyrrolidine boronic acids (see WO91/16339 and WO93/08259), e.g.



Amino-acyl pyrrolidine nitriles (see WO95/15309 and WO98/19998), e.g.



In a preferred embodiment of the invention, the inhibitor of DP-IV is an amino-acylpyrrolidine nitrile. Particularly preferred are those amino-acyl pyrrolidine nitriles disclosed in WO95/15309 and WO98/19998.

The compositions according to the present invention may be formulated for administration to human subjects by any of the known routes, including oral administration, transmucosal administration (such as buccal, sublingual, intranasal, vaginal and rectal administration), transdermal administration or injection (including intravenous, intramuscular and subcutaneous injection). A preferred route of administration is oral administration. In this case the composition is suitably formulated as a tablet or capsule.

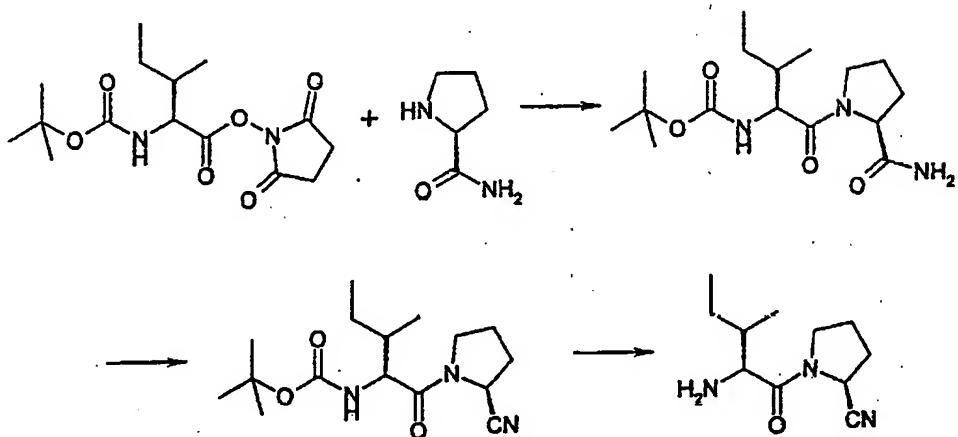
The present invention provides a new use for compounds that are known to be inhibitors of DP-IV, which is as therapeutic agents for the treatment of infertility, and particularly human female infertility due to polycystic ovary syndrome.

The present invention comprises an improved method for the treatment of infertility, particularly human female infertility due to PCOS, wherein the patient is administered a pharmaceutical composition comprising a therapeutically effective amount of inhibitor of DP-IV. The treatment may involve the use of said composition alone or in conjunction with other agents such as have been described heretofore. The administration may be as a single dose or as divided doses taken at intervals of, for example, 2 - 6 hours. The course of treatment might last a single day or for a period of several days or weeks until a suitable clinical endpoint has been reached. Examples of suitable endpoints include conception (in the case of unassisted fertilisation) and successful harvest of unfertilised ova or successful implantation of the embryo (in the case of assisted fertilisation). The details of the dosing regimen and treatment duration will be determined by the responsible physician.

### Examples

#### **Example 1. Preparation of Inhibitors**

The inhibitors of DP-IV can be prepared following the methods outlined in the literature. The synthesis of amino-acyl pyrrolidine nitriles is described in WO95/15309 and WO98/19998. The following method is illustrative of these methods.

Example 1A - Synthesis of (2S)-N-isoleucylpyrrolidine-2-carbonitrile.(a) *tert*-Butyloxycarbonyl-isoleucylprolinamide

To a stirred suspension of prolinamide hydrochloride (225mg, 1.50mmol) in dry dichloromethane (15mL) was added diisopropylethylamine to give a clear basic (pH 9) solution. N-(*tert*-Butyloxycarbonyl-isoleucyloxy)succinimide (328mg, 1.0mmol) was added in one portion and the mixture was stirred at room temperature for 16 hours under a nitrogen atmosphere. The solvent was evaporated *in vacuo* and the residue was partitioned between ethyl acetate and 0.3*N* potassium hydrogensulphate solution. The organic layer was washed with saturated sodium hydrogencarbonate solution, water and brine, dried over sodium sulphate, and concentrated *in vacuo*. The residue was purified by filtration through a short plug of silica gel, eluting with hexane/ethyl acetate (10:90) then ethyl acetate. Concentration of the product-containing eluate gave the title compound as a colourless foaming glass; 301mg (92%).

<sup>1</sup>H NMR (CDCl<sub>3</sub>): δ 6.90 (1H, br. s); 5.51 (1H, br. s); 5.18 (1H, d, J=9.6Hz); 4.62 (1H, dd, J=2.6 & 7.0Hz); 4.29 (1H, dd, J=8.4 & 9.2Hz); 3.79-3.58 (2H, m); 2.36 (1H, m); 2.09-1.57 (5H, m); 1.43 (9H, s); 1.17 (1H, m); 0.95 (3H, d, J=6.6Hz); 0.90 (3H, t, J=7.3Hz) ppm

(b) (2S)-N-(*tert*-Butyloxycarbonyl-isoleucyl)pyrrolidine-2-carbonitrile

To a stirred solution of the amide of part (a) (203mg, 0.62mmol) in dry pyridine (10mL) under a nitrogen atmosphere was added imidazole (84mg, 1.24mmol). The mixture was cooled to

-35°C and then phosphorus oxychloride (0.25mL, 2.48mmol) was added dropwise. The mixture was stirred for 1 hour, during which time the temperature was allowed to rise to -20°C, and the solvent was evaporated *in vacuo*. The residue was purified by chromatography on silica gel to give the title compound as a colourless oil; yield 180mg (94%).

<sup>1</sup>H NMR (CDCl<sub>3</sub>): δ 5.14 (1H, d, J=9.2Hz); 4.80 (1H, dd, J=2.6 & 7.1Hz); 4.22 (1H, dd, J=7.9 & 9.1Hz); 3.81 (1H, m); 3.71 (1H, m); 2.30-2.12 (4H, m); 1.75 (1H, m); 1.60 (1H, m); 1.42 (9H, s); 1.19 (1H, m); 0.97 (3H, d, J=6.9Hz); 0.91 (3H, t, J=7.3Hz) ppm.

<sup>13</sup>C NMR (CDCl<sub>3</sub>): δ 171.7; 155.6; 118.0; 79.6; 56.0; 46.5; 46.0; 37.8; 29.6; 28.1; 25.0; 24.2; 15.2; 10.9 ppm.

(c) (2S)-N-(Isoleucyl)-pyrrolidine-2-carbonitrile trifluoroacetate

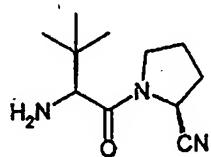
The nitrile of part (b) was dissolved in trifluoroacetic acid and the solution was stirred at room temperature for 1 hour. The solvent was evaporated *in vacuo* and the residue was dissolved in water. The solution was lyophilised to give the title compound as a white fluffy solid; yield 60mg.

FAB Mass Spec.: Calculated m/e 209.3; Found 210.2 (M+H)<sup>+</sup>

<sup>1</sup>H NMR (D<sub>2</sub>O): δ 4.3 (1H, m); 3.64 (1H, d, J=5.6Hz); 3.16 (2H, m); 1.86-1.48 (5H, m); 0.98 (1H, m); 0.68 (1H, m); 0.51 (3H, d, J=6.9Hz); 0.38 (3H, t, J=7.3Hz) ppm.

<sup>13</sup>C NMR (D<sub>2</sub>O): δ 169.7; 119.7; 57.3; 48.6; 48.1; 36.9; 30.2; 25.8; 24.5; 15.4; 11.5 ppm.

Example 1B - Synthesis of (2S)-N-((2'S)-2'-amino-3',3'-dimethylbutanoyl)pyrrolidine-2-carbonitrile.



This was prepared following the method of Example 1A by replacing the isoleucine derivative with the corresponding *tert*-butylglycine derivative.

<sup>1</sup>H NMR (CD<sub>3</sub>OD): δ 4.86-4.81(1H, m); 4.04(1H, s); 3.77-3.71(2H, m); 3.34(2H, s); 2.34-2.08(4H, m); 1.14(9H, s) ppm.

<sup>13</sup>C NMR (CD<sub>3</sub>OD): δ 167.40, 117.99, 58.78, 46.53, 34.21, 29.54, 25.22, 25.03 ppm.

**Example 2. Animal model of Human Infertility**

Zucker Diabetic Fatty (ZDF) rats are considered to be an appropriate model for demonstrating the potential utility of therapeutic agents in human fertility, particularly that due to PCOS. The hormonal status of these animals changes as they become obese, which is a parallel with the human disease, where obesity has been suggested as being linked to PCOS.

*Animals*

Obese Zucker Diabetic Fatty males and females as well as fertile lean males and females were put into individual cages and fed with Purina 5008 (6.5% fat). At 6.5 weeks of life, obese rats were randomized into 3 groups:

1. Control group - obese ZDF rats (n=8) treated with vehicle
2. Once-daily treatment group - obese ZDF rats (n=8) given the compound of Example 1B orally once daily (10 mg/kg/day).
3. Twice-daily treatment group - obese ZDF rats (n=8) given the compound of Example 1B orally twice daily (10 mg/kg/day).

#### *Methods*

Blood and pituitaries of lean and obese rats were collected at the end of the study. Pituitary LH and plasma testosterone concentrations were measured by radioimmunoassay. Estrous cyclicity was evaluated by observation of vaginal smear.

#### *2.1 - Pituitary LH*

Pituitaries of obese rats contained more LH than lean rats ( $8.1 \pm 0.6$  µg/pituitary vs  $6.3 \pm 0.6$  µg/pituitary, for the obese and lean rats, respectively;  $p < 0.05$ ). Treatment of obese rats with the compound of Example 1B normalised pituitary LH content to lean values ( $8.1 \pm 0.6$  µg/pituitary vs  $5.2 \pm 0.4$  µg/pituitary, for the control and treated obese rats respectively,  $p < 0.05$ ).

#### *2.2-Plasma testosterone*

Plasma testosterone levels in obese males were lower than in lean males ( $1145 \pm 328$  ng/mL vs  $2410 \pm 239$  ng/mL, for the obese and lean rats respectively;  $p < 0.05$ ). Treatment of obese rats with the compound of Example 1B normalised plasma testosterone levels to lean values ( $2410 \pm 239$  ng/mL vs  $2392 \pm 759$  ng/mL, for the lean and treated obese rats respectively, NS).

#### *2.3-Cyclicity*

Obese females had abnormal estrous cyclicity in comparison to lean rats. Treatment with the compound of Example 1B normalised estrous cyclicity in obese female rats.

The results obtained indicate that inhibitors of DP-IV are useful in the treatment of infertility in both female and male subjects, and particularly in PCOS.

**Example 3. Pharmaceutical formulation****3A - 50mg Tablet**

Tablets containing the equivalent of 50mg of the compound of Example 1A as the active agent are prepared from the following:

Compound of Example 1A (as trifluoroacetate salt)	154.5g
Corn starch	53.5g
Hydroxypropylcellulose	13.5g
Carboxymethylcellulose calcium	11.0g
Magnesium stearate	2.0g
Lactose	165.5g
<i>Total</i>	<i>400.0g</i>

The materials are blended and then pressed to give 2000 tablets of 200mg, each containing the equivalent of 50mg of the free base of the compound of Example 1A.

**3B - 100mg Vaginal suppository**

Suppositories suitable for vaginal administration and containing the equivalent of 100mg of the compound of Example 1A as the active agent are prepared from the following:

Compound of Example 1A (as trifluoroacetate salt)	154.5g
Corn starch	210.0g
Colloidal silica	2.5g
Povidone 30	49.0g
Magnesium stearate	23.0g
Adipic acid	57.0g
Sodium bicarbonate	43.0g
Sodium lauryl sulphate	5.0g
Lactose	456.0g
<i>Total</i>	<i>1000.0g</i>

The materials are blended and then pressed to give 1000 suppositories of 1g, each containing the equivalent of 100mg of the free base of the compound of Example 1A.

The foregoing Examples are illustrative of the invention as disclosed herein, but are not intended to be limiting. Such extensions as would be considered equivalent by one skilled in the art are included within the scope of the invention and the Claims that further define that scope.

One or more DP-IV inhibitors may be used as the sole component active for the specified purposes of the composition and method of the invention.

**Claims**

1. A pharmaceutical composition for the treatment of infertility or for enhancing fertility, which composition is characterized in that it comprises a therapeutically effective amount of inhibitor of dipeptidyl peptidase IV.
2. A composition according to Claim 1, wherein the infertility is due to polycystic ovary syndrome.
3. A composition according to Claim 1 or 2, wherein the inhibitor of dipeptidyl peptidase IV comprises amino-acyl pyrrolidine nitrile.
4. A composition according to any previous claim formulated for oral administration.
5. A composition according to Claim 4 in tablet or capsule form.
6. The use of inhibitor of dipeptidyl peptidase IV in the preparation of a therapeutic composition for the treatment of infertility or for enhancing fertility.
7. A method for the treatment of infertility or for assisting fertilization, wherein the patient is administered a pharmaceutical composition comprising inhibitor of dipeptidyl peptidase IV.

(19) World Intellectual Property Organization  
International Bureau



(43) International Publication Date  
28 September 2000 (28.09.2000)

PCT

(10) International Publication Number  
WO 00/56296 A3

(51) International Patent Classification<sup>7</sup>: A61K 31/40. (81) Designated States (*national*): AE, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, CA, CH, CN, CR, CU, CZ, DE, DK, DM, DZ, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.

(21) International Application Number: PCT/IB00/00382

(22) International Filing Date: 21 March 2000 (21.03.2000)

(25) Filing Language:

English

(26) Publication Language:

English

(30) Priority Data:

9906714.2 23 March 1999 (23.03.1999) GB

(71) Applicant (*for all designated States except US*): FERRING BV [NL/NL]; Polaris Avenue 144, NL-2132 JX Hoofddorp (NL).

(72) Inventor; and

(75) Inventor/Applicant (*for US only*): BROQUA, Pierre [FR/FR]; 18, rue des Bergeronnettes, F-01710 Thoiry (FR).

(74) Agent: GEERING, Keith, Edwin; Reddie & Grose, 16 Theobalds Road, London WC1X 8PL (GB).

(84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, SD, SL, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

Published:

- *With international search report*.
- *Before the expiration of the time limit for amending the claims and to be republished in the event of receipt of amendments.*

(88) Date of publication of the international search report:  
25 January 2001

*For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.*

WO 00/56296 A3

(54) Title: COMPOSITIONS FOR IMPROVING FERTILITY

(57) Abstract: Inhibitors of dipeptidyl peptidase IV and pharmaceutical compositions comprising these inhibitors are useful in the treatment of infertility, and particularly human female infertility due to polycystic ovary syndrome.

## INTERNATIONAL SEARCH REPORT

International Application No  
PCT/IB 00/00382A. CLASSIFICATION OF SUBJECT MATTER  
IPC 7 A61K31/40 A61P15/08

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 A61K

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the International search (name of data base and, where practical, search terms used)

EPO-Internal

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	WO 98 19998 A (CIBA GEIGY AG ;VILLHAUER EDWIN BERNARD (US)) 14 May 1998 (1998-05-14) cited in the application the whole document claims; examples	1-5
X	WO 93 08259 A (NEW ENGLAND MEDICAL CENTER INC ;UNIV TUFTS (US)) 29 April 1993 (1993-04-29) cited in the application page 21	1-5 -/-

 Further documents are listed in the continuation of box C. Patent family members are listed in annex.

## \* Special categories of cited documents

- \*A\* document defining the general state of the art which is not considered to be of particular relevance
- \*E\* earlier document but published on or after the international filing date
- \*L\* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- \*O\* document referring to an oral disclosure, use, exhibition or other means
- \*P\* document published prior to the international filing date but later than the priority date claimed

\*T\* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

\*X\* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

\*Y\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art

\*&\* document member of the same patent family

Date of the actual completion of the international search

Date of mailing of the International search report

6 November 2000

14/11/2000

Name and mailing address of the ISA  
European Patent Office, P.B. 5818 Patentlaan 2  
NL - 2280 HV Rijswijk  
Tel. (+31-70) 340-2040, Tx. 31 651 epo nl.  
Fax: (+31-70) 340-3016

Authorized officer

Veronese, A

## INTERNATIONAL SEARCH REPORT

International Application No.  
PCT/IB 00/00382

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	ASHWORTH, DOREEN M. ET AL: "2-Cyanopyrrolidides as potent, stable inhibitors of dipeptidyl peptidase IV" BIOORG. MED. CHEM. LETT. (1996), 6(10), 1163-1166, XP000953254 the whole document	1-7
Y	BONGERS J ET AL: "KINETICS OF DIPEPTIDYL PEPTIDASE IV PROTEOLYSIS OF GROWTH HORMONE -RELEASING FACTOR AND ANALOGS." BIOCHIM BIOPHYS ACTA, (1992) 1122 (2), 147-153. XP000953283 the whole document	1-7
P,Y	MENTLEIN, ROLF (1): "Dipeptidyl-peptidase IV (CD26)-role in the inactivation of regulatory peptides." REGULATORY PEPTIDES, (NOV. 30, 1999) VOL. 85, NO. 1, PP. 9-24., XP000953272 See figure 4: rate of cleavage of GRH by DPPIV page 16, column 1-2	1-7
Y	ARTINI P G ET AL: "Clinical utility of adjuvant growth hormone in the treatment of patients with polycystic ovaries undergoing in vitro fertilization." JOURNAL OF ASSISTED REPRODUCTION AND GENETICS, (1997 JAN) 14 (1) 4-7. REF: 24 , XP000953313 the whole document	1-7
Y	LEE K O: "Growth hormone treatment in infertility: a short review." INDIAN JOURNAL OF PEDIATRICS, (1991 SEP-OCT) 58 SUPPL 1 51-6. REF: 24 , XP000953361 the whole document	1-7
Y	LANDOLFI L. ET AL: "Ovulation induction with growth hormone and GnRH in polycystic ovarian disease!. INDUZIONE DELL'OVULAZIONE CON ORMONE DELLA CRESCITA E GNRH NELL'OVARIO POLICISTICO." RASSEGNA INTERNAZIONALE DI CLINICA E TERAPIA, (1994) 74/12 (529-532). , XP000953354 the whole document	1-7

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

Continuation of Box I.2

Present claims 1-2,4-7 relate to a rather large number of possible compounds, which are defined by reference to a pharmacological mechanism of action: "inhibitor of dipeptidyl peptidase IV". This definition of compounds by reference to a pharmacological mechanism in the present context is considered to lead to a lack of clarity within the meaning of Art. 6 PCT. It is impossible to fully compare the parameters the applicant has chosen to employ with what is set out in the prior art. Also the definition "amino-acyl pyrrolidine nitrile" in claim 3 relates to a rather elevated number of possible compounds. Support and/or disclosure within the meaning of Articles 5,6 PCT is to be found however for only a very small proportion of the compounds claimed. Consequently, the search has been carried out for those parts of the claims which appear to be clear, concise, supported and disclosed, namely for the amino - acyl pyrrolidine nitrile derivatives shown in the examples of present application and disclosed in the cited applications W09515309 and W09819998, in respect to the treatment of infertility and polycystic ovarian syndrome, with due regard to the general idea underlying the application.

All claims 1 to 7 have been searched incompletely.

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.

## INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/IB 00/00382

Patent document cited in search report	Publication date	Patent family member(s)		Publication date
WO 9819998	A 14-05-1998	AU 5318498	A	29-05-1998
		BR 9714130	A	29-02-2000
		CN 1236361	A	24-11-1999
		CZ 9901615	A	11-08-1999
		EP 0937040	A	25-08-1999
		NO 992028	A	28-04-1999
		PL 332777	A	11-10-1999
WO 9308259	A 29-04-1993	CA 2121369	A	29-04-1993
		EP 0610317	A	17-08-1994
		JP 7504158	T	11-05-1995
		US 5462928	A	31-10-1995

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- BLACK BORDERS**
- IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- FADED TEXT OR DRAWING**
- BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- SKEWED/SLANTED IMAGES**
- COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- GRAY SCALE DOCUMENTS**
- LINES OR MARKS ON ORIGINAL DOCUMENT**
- REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- OTHER:** \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**